

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

CARRIE FRYMAN

COMPLAINANT

v.

THE UNION LIGHT, HEAT AND  
POWER COMPANY

DEFENDANT

CASE NO. 95-473

ORDER TO SATISFY OR ANSWER

The Union Light, Heat and Power Company ("ULH&P") is hereby notified that it has been named as defendant in a formal complaint filed on October 12, 1995, a copy of which is attached hereto.

Pursuant to 807 KAR 5:001, Section 12, ULH&P is HEREBY ORDERED to satisfy the matters complained of or file a written answer to the complaint within 10 days from the date of service of this Order.

Should documents of any kind be filed with the Commission in the course of this proceeding, the documents shall also be served on all parties of record.

Done at Frankfort, Kentucky, this 3rd day of November, 1995.

ATTEST:

Don Mills  
Executive Director

PUBLIC SERVICE COMMISSION

Chairman

Vice Chairman

Commissioner

LAW OFFICES OF  
WILLIAM I. BUBENZER P.S.C.  
ATTORNEY AT LAW  
1481 DIXIE HIGHWAY  
PARK HILLS, KY 41011

WILLIAM I. BUBENZER  
CURTIS H. HATFIELD

RECEIVED  
OCT 12 1995  
PUBLIC SERVICE COMMISSION  
TELEPHONE CODE 606  
891-3888

October 4, 1995

Secretary  
Public Service Commission  
730 Shenkle Road  
Frankfort, KY 41061

95-473

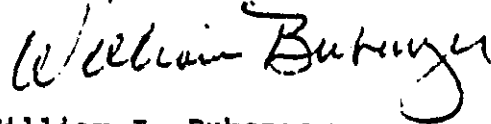
RE: KRS 278.260 Complaint on behalf of Carrie Fryman

Dear Secretary:

Please find enclosed the service Complaint of Ms. Carrie Fryman against the Union Light, Heat, and Power Company.

Please do your best to expedite the hearing and resolution of this matter.

Very truly yours,



William I. Bubenzer  
Attorney for Carrie Fryman

RECEIVED

COMMONWEALTH OF KENTUCKY  
PUBLIC SERVICE COMMISSION  
FRANKFORT, KENTUCKY

OCT 12 1995

PUBLIC SERVICE  
COMMISSION

CARRIE FRYMAN

PLAINTIFF

VS.

UNION, LIGHT, HEAT AND POWER COMPANY  
Brent Spence Square  
Covington, Kentucky 41011

DEFENDANT

Serve: Managing Officer

95-473

COMPLAINT FOR DECLARATORY JUDGMENT AND FOR DAMAGES

Comes the Plaintiff, through counsel, and for complaint states as follows:

1. Plaintiff, Carrie Fryman, resides at Apartment 6, 3434 Queensway Drive, Erlanger, Kentucky.

2. Defendant is a utility company providing gas and electric service to persons in Kenton, Boone, and other northern Kentucky counties.

3. Defendant has unlawfully and wrongfully disconnected and denied service to the Plaintiff three or four times since August 4, 1995.

4. Defendant claims that the Plaintiff is indebted to it as a transfer from account number 81600407-46, in the sum of \$1,280.00.

5. The account referred to above was an account in the name of Carrie Simon at 815 Isabella, Newport, Kentucky, and Plaintiff is not Carrie Simon, nor does she know Carrie Simon, nor did she

fryman.com

ever live at said address or incur a debt for utilities at said address.

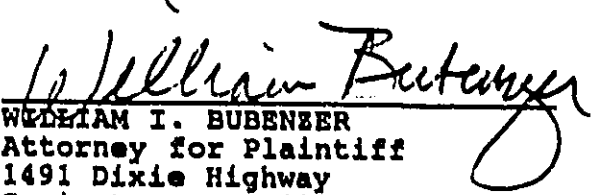
6. Plaintiff has cooperated with the Defendant, and has identified the person who incurred the utilities in the account set forth above as Rosemarie Williams, and has submitted affidavits and other proof that Plaintiff did not incur said debt, and said debt was incurred by Rosemarie Williams for herself or for other persons.

7. That the actions of Defendant are willful, deliberate and malicious, and have denied Plaintiff the right to public utilities without due process and she should be awarded both compensatory and punitive damages for the wrongful denial commencing August 4, 1995, until such time as her utilities are restored.

8. Plaintiff should be awarded punitive damages and attorney fees against said Defendant.

WHEREFORE, Plaintiff prays as follows:

1. For immediate restoration of her utility service.
2. For an order declaring that she is not indebted for any utility service on account number 81600407-46.
3. For wrongful denial of utilities.
4. For compensatory damages.
5. For punitive damages and attorney fees for the willful and deliberate actions of the Defendant.

  
WILLIAM I. BUBENEER  
Attorney for Plaintiff  
1491 Dixie Highway  
Covington, Ky. 41011  
606-291-3555